

## **REMARKS**

Applicant has amended the claims to overcome the rejections cited by the Examiner. In addition, Applicant has also submitted a Terminal Disclaimer to overcome the provisional, nonstatutory obviousness-type double patenting rejection.

It is respectfully submitted that the remaining claims are in condition for allowance and favorable action is requested. No fee for an extension of time or any other fees are believed to be required. However, in the event that any additional fees are required, please charge them to **Hitachi Global Storage Technologies' Deposit Account Number 50-2587**.

Respectfully submitted,

Michael E. Noe, Jr.

Reg. No. 44,975

BRACEWELL & GIULIANI, LLP

P.O. Box 61389

Houston, Texas 77208-1389

(512) 542-2135

ATTORNEY FOR APPLICANTS